



Mr Justin Sammut
LAS Lawyers

By email to: j.sammut@laslawyers.com.au

3 April 2024

Dear Mr

Application No.	N/A
Applicant	Hurlstone Park Hotel Operations Pty Ltd
Application for	Increase time allowed to fulfil gaming machine threshold increase (Class 1 LIA)
Licence name	Hurlstone Park Hotel
Licence number	LIQH440019016
Decision date	18 October 2023
Licensed trading hours	Monday to Saturday 08:00 AM – 12:00 midnight Sunday 10:00 AM – 10:00 PM
Gaming machine shutdown hours	Monday to Sunday 04:00 AM – 10:00 AM
Premises	590-602 New Canterbury Road Hurlstone Park NSW 2193
Legislation	Sections 3 and 37 of the <i>Gaming Machines Act 2001</i>

Decision of the Independent Liquor & Gaming Authority
Application to increase time allowed to fulfil gaming machine threshold increase
(Class 1 LIA) – Hurlstone Park Hotel

We **refuse** the application under section 37 of the *Gaming Machines Act 2001*.

Statement of reasons

We note that we approved a gaming machine threshold (**GMT**) increase of 10 (from 20 to 30) in September 2021. We also note that deferral of certain gaming related applications in 2023 pending the outcome of the *Whitebull* proceedings resulted in the venue receiving the benefit of an extension to the period it could acquire its approved increase in gaming machine entitlements to January 2024.

Our findings

Community impact

Local and broader communities

The relevant 'local community' is the community in the suburb of Hurlstone Park and the relevant 'broader community' comprises the Local Government Area of Canterbury-Bankstown.

Office of Responsible Gambling identified risk factors

The Office of Responsible Gambling (ORG) has identified a number of indicators for problem gaming for local areas and recommend proceeding with caution in cases where these exceed NSW average figures. The following risk indicators have been identified for the Canterbury-Bankstown LGA:

- the proportion of the population aged 20-24 (6.8%) is above the NSW average (6.5%)
- the proportion of who speak a language other than English at home (66.2%) is above the NSW average (26.5%)

We note that since the Class 1 LIA was granted in September 2021:

- there are indications of improvement in SEIFA data
- gambling participation rates remain below average
- gaming intensity at the venue has decreased compared to hotels in the same LGA, SA2 and to comparable venues
- the venue has been meeting required payments to the RGF.

However, we also note:

- ORG risk factors have increased from 1 to 2 of 6 as the proportion of population aged 20-24 has increased to be slightly above the NSW average
- Problem gambling has increased from below average to above average
- average profit per machine has increased from \$107,653 for the period June 2020-March 2021, to \$155,722 for the year to May 2023.

We are not satisfied that a compelling case for an extension to the already extended timeframe has been made, and on balance, we find that granting the extension would not be in the public interest.

The material we considered

We considered all the material we received about the application, including:

- request from applicant's legal representative dated 16 August 2023
- Liquor Licence Document dated 10 October 2023
- RGF payment confirmation from the Office of Responsible Gambling

This decision will be published on the [Liquor & Gaming NSW website](#).

If you have any questions

Please contact the case manager, Leonie Jennings, at leonie.jennings@liquorandgaming.nsw.gov.au if you have any questions.

Yours sincerely



Caroline Lamb

Chairperson

For and on behalf of the **Independent Liquor & Gaming Authority**